

THE BRECKENRIDGE NEWS.

ALL THE NEWS THAT'S FIT TO PRINT.

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8 Pages

NO 46

ELECTION NULL AND VOID SAYS COURT OF APPEALS

Renders Decision in Cloverport Local Option Contest Case Sustaining Lower Courts.

A COMPLETE VICTORY FOR THE TEMPERANCE ADVOCATES

Hardinsburg, Ky., May 28.—(Special.)—The Court of Appeals last week handed down their opinion in the Cloverport local option case and it was a complete victory for the temperance people. The opinion was written by the commissioner of the court, John D. Carroll. The court sustains the opinions of Judge Henry Moorman and Judge Weed S. Chelf in full.

The court holds that the County Judge and the two Justices of the Peace residing nearest the court house compose the proper contest board, and that because there was no special registration held before the election and that

persons voted without exhibiting their certificates of registration to the officers of the election renders the election null and void.

Only one case was appealed from the decision of the contest board, but by written agreement of the attorneys on both sides, filed of record, the judgment in one case is to be the judgment in the other precinct.

The mandate of the Court of Appeals will be filed thirty days from the day the opinion was rendered.

Wortham & Babbage and John P. Haswell, Jr., represented the contestants, and Murray & Murray were the attorneys for the contestees.

WOOLLY TIMES AT IRVINGTON

Fleece of the Shorn Lamb Makes Prosperous Times and Lively Trading--Other News Notes of Interest.

IRVINGTON, KY.
Miss Minnie Lee McGehee, of Brandenburg, came Friday to be the guest of the Misses McGehee.

Mrs. Ed. McAfee returned Thursday from Cloverport, where she has been the guest of her mother, Mrs. Mullen.

Mrs. G. L. Bandy and daughter, Jessie, returned home Monday from Louisville where they spent several days visiting Mr. and Mrs. Tony McCoy.

Mr. and Mrs. Oliver Coleman and children arrived Thursday for a visit to Mr. and Mrs. A. B. Coleman.

Miss Zella Brown, of Lodi, was the guest of relatives and friends here Friday.

Miss Iva Mudd, of Louisville, was the guest of her parents, Mr. and Mrs. J. M. Mudd, last week.

Mrs. Charlie Beard and baby were the guests of Mrs. Nora Board last Saturday. Miss Helen Board returned home with Mrs. Beard for a several days visit.

Several young people from here enjoyed a very delightful day at Dents Bridge last Tuesday, chaperoned by Mrs. D. C. Heron. Those that were there were: Mr. and Mrs. Louis H. Jolly, Misses Ellen Munford, Willa Drury and visitor, Miss Hallie Moore, of Houston, Texas, Essie Biggs, Nellie Smith, Mary Heron, Ruth Miller, Annie Lee Bandy and Eva and Mable McHothian, Messrs. George Drury, Will Eggs and David Herndon.

Mr. and Mrs. H. H. Kemper spent Saturday and Sunday at Big Springs, the guests of Mrs. Kemper's mother, Mrs. Julia Clarkson.

Rev. J. W. Thompson, of Louisville, preached his farewell sermon at the Baptist church last Sunday morning and at the evening services there was song service. The church as well as the community regret very much to see Mr. Thomas up but wish him abundant good in his new field. As church leader and worker a hearty welcome awaits him in the Mission work in Louisville.

Mrs. Nannie Wathen returned from Louisville Saturday after a ten days visit to Miss Emily McAteer.

The Bewleyville District Sunday School Convention will hold its annual meeting at the Presbyterian church at its place on next Saturday, June 1. Everybody is cordially invited to come, there will be some special speakers and a big day is expected.

Mrs. Newsom Gardner left Saturday a week's visit to her cousin, Miss Ellison, at Owensboro.

Mrs. Jim Malen is visiting in Brandenburg, the guest of relatives, for several days.

Mr. and Mrs. LaRue Barkley, of

Springfield, Illinois, and sister, Miss Murray Barkley, of Stephensport, and Miss Eva McGlothlin composed a house party at Mr. and Mrs. Bate Washington last week.

One of the many, many attractions that Irvington is the proud possessor of is wool day. On last Saturday at an early hour the farmers began to come to town and by seven o'clock all the streets were filled with wagons and buggies filled with wool waiting for their turn to come to unload their heavy burden. Mr. Ellis Davis, of the firm of Davis & Co., of Louisville, with the assistance of Dr. P. W. Foote, received the wool which the men disposed of. Receiving their little slip of paper, each farmer drove away for another man to come and take his stand. Mr. Davis paid 29c a pound for the wool and about 14000 pounds was disposed of that day, amounting to \$4000. Mr. Tom Lyddan, of Webster, had the honor of wearing the blue ribbon that day for bringing the largest amount of wool, which was 641 pounds, amounting to \$186. The merchants were proud of the day and thanked the farmers very much for bringing such a good trade to town for them.

Miss Isabell Gardner, of Hardinsburg was the guest of Miss Nellie Smith last Sunday.

MUST FACE TRIAL IN THIS COUNTY

Judge Chelf Of Opinion That Powell Boys Can Get Justice Before Breckenridge County Jury.

Hardinsburg, Ky., May 28.—(Special.)—At the last term of court, Murray & Murray, representing the defendants, moved the court to grant his clients a change of venue in the prosecution against the Powell boys charged with the murder of Robert Miller. About fifty witnesses were examined by both sides together. The court overruled the motion to which the defendants expected. No change was made in the bail as fixed by Judge Moorman, and case was set for trial on the third day of the October term.

HARDINSBURG.

Mrs. Eva Thomas, of Leitchfield, who has been visiting her mother, Mrs. Mary C. Heston has returned home. Circuit Court adjourned Friday afternoon.

Powell Tabeling, of Tar Fork, was operated on at Kincheloe's Infirmary last week. It was successful.

Miss Tida Mercer went to Louisville Monday afternoon.

Miss Clara Eskridge and G. W. Beard attended the District Sunday School Convention at Harned, Saturday.

Hon. Charles Blanford, of Bewleyville, was here Monday on business before the County Court.

Miss Annie Henduck and Claude

Mercer spent Sunday at Ekron visiting friends.

Mr. and Mrs. W. F. Hook were in Louisville last week.

Mr. and Mrs. Charles L. Beard were visitors in Louisville last week.

Mrs. M. D. Beard, Mrs. Joel H. Pile, Mrs. Blanche E. Read and Miss Mattye Reid were guests of Mr. and Mrs. Herbert M. Beard Thursday.

Mr. and Mrs. Taylor Beard entertained Judge Weed S. Chelf and Commonwealths Attorney, J. R. Layman at dinner Friday.

Miss Francis C. Smith has returned home from Elizabethtown to spend the summer.

Frank Mercer, of Louisville, spent a few days here last week.

Mr. and Mrs. Hillary Mattingly, of Terre Haute, Ind., who have been visiting their parents, will return home this week.

Miss Lelia McGary visited in Louisville last week.

About sixty persons from this place went to Louisville on the excursion Saturday.

C. V. Robertson and T. J. Moore spent Sunday at Glendean.

Judge Henry Moorman returned home from Louisville Sunday.

M. J. Thomas has bought of George W. Hook, a house and lot near town. Consideration \$350.

A meeting for the purpose of organizing a local branch of the American Society of Equity, will be held at Glendean on the afternoon of next Saturday, June 1. Several good speakers will be in attendance and the public general is invited.

John J. Eskridge, Clint Tucker and J. W. Quiggins, of Hudson, were in town Monday on business before the county court.

Miss Mattye Reid's pupils gave a very enjoyable recital at the City Hall Monday evening. A large audience was present. The musical part of the program was under the direction of Mrs. Blanche Read.

Among the visiting attorneys who attended court last term are: D. W. Fairleigh, J. A. Skaggs, Louisville, V. G. Babbage, Cloverport, J. R. Skillman, Judge Serman and R. A. Miller, of Owensboro.

The Rev. Currie, Edmund Wroe and Joseph Mullen, of Cloverport, were in the city Monday.

INJURIES MAY PROVE FATAL.

Jeff Whitworth Knocked From Train And Is Dangerously Hurt.

Jeff Whitworth, of Harned, this county, was knocked from a train on last Saturday night, near Basin Springs and probably fatally injured.

Whitworth, with a crowd of companions, was on the excursion train that left Louisville on Saturday night on the return trip to points on the branch line to Fordsville.

While the train was going at a high rate of speed, Whitworth it is alleged, planted himself on the bottom step of a coach and while letting his body protrude beyond the coaches he was struck by a cattle-guard and knocked from the train. He was badly hurt about the head and body. The train was stopped and he was taken aboard and carried to Irvington, where his injuries are being attended. The chances for his recovery are said to be slight.

Young Whitworth is seventeen years of age and is the son of Mr. W. R. Whitworth of Harned.

THREE LECTURES ON TEMPERANCE.

Delivered In Cloverport on Last Sunday By National Temper- ance Lecturer.

The Hon. M. J. Fanning, of Philadelphia, a temperance lecturer, delivered three lectures in Cloverport on last Sunday on temperance. In the morning he lectured at the Baptist church and in the afternoon at the Presbyterian church at night he lectured at the Methodist pulpit. Large audiences attended each of the meetings. The lectures were highly enjoyed by every one.

CITY COUNCIL MAY TAKE SOME ACTION

Will Hold Call Meeting Thursday Night

A call meeting of the City Council will be held Thursday night for the purpose of taking steps to close the saloons. The advocates of both sides will in all probability be represented by attorneys.

The action of the Mayor in calling the meeting is prompted by a petition signed by a large number of citizens of the town asking that he call the council together.

The petition was circulated by the Rev. B. M. Currie, who has been untiring in his efforts to promote the cause of temperance.

WET IT WAS; DRY IT IS; VICE VERSA

Open Again, Closed Again, Guess Again--Queer Maneuvers of Saloonists Keep People A-Guessing.

Yes 'tis; no 'taint; presto-change! The lone saloon in Cloverport which has been in operation since the Appellate Court's decision in favor of local option, has been keeping some of the people on anxious row as to its next move. The proprietors have been putting it through some queer maneuvers within the past few days. The place has been opened and closed alternately until the situation has assumed an aspect bordering on the comical, to many. The saloonists obviously are in a quandary. The determination of the temperance advocates to see that the law is obeyed has the effect of closing the doors of the saloon, only to be wide open again when certain encouragement is given. That they are between "the devil and the blue sea" is apparent to the onlooker.

SPECIAL MEETING OF A. S. OF E.

Called At Hardinsburg For June 15, When Committee on Pooling Proposition Will Report.

Hardinsburg, Ky., May 28.—(Special.)—The committee appointed at the last county convention to consider the proposition of pooling the 1907 crop of Breckenridge county tobacco are ready to report and a special meeting is called to meet in Hardinsburg, Monday afternoon, June 3 to consider said report. A full attendance is desired, as this will be one of the most important meetings of the year, for the American Society of Equity.

MASS CONVENTION.

Hardinsburg, Ky., May 28.—(Special.)—There will be a mass convention of the Republican party for Breckenridge County, held at the Court House in Hardinsburg, on Saturday, June 15, 1907, at 1:30 p. m., for the purpose of selecting delegates to the State convention to be held in Louisville on Wednesday, June 19, 1907, for the purpose of nominating candidates for the various state offices to be voted for next November.

Breckenridge county is entitled to twenty-four delegates and the same number of alternates. A full attendance of the party generally is urged.

G. D. Shellman, Chairman,
Jno. P. Haswell, Jr., Sec'y.

NOTICE.

All men who are interested in law and order, are requested to be present at the Methodist Church tonight at 8:30 o'clock prompt.

B. M. CURRIE.

May 29, 1907.

EXCELLENT PROGRAM WELL RENDERED

Marks Close of Cloverport High School--Louisville Educator Delivers Annual Address.

The commencement exercises of the Cloverport High School were held at the Methodist church on last Friday evening. The crowd in attendance upon the exercises taxed the seating capacity of the building. The program, with the exception of one or two numbers, was fully carried out, and each and every participant in the evening's entertainment executed his or her part in a highly creditable manner.

The address of Dr. J. C. Willis, president of the University of Louisville, was full of wisdom and humor, and dealt principally upon the important part the school life of a boy had to do with his future career and impressed upon his audience the fact that the moral and physical training of a youth in the school room was as necessary to good citizenship as was his intellectual training, illustrating his points with personal experiences as an educator. He believed the teacher should make himself a confidant of the boy and in every way possible clothe the youth with the best environments.

The Rev. Father Celestine Brey in a few brief and appropriate remarks presented the graduates with the diplomas. The musical program was an enjoyable feature. The instrumental solos rendered by Miss Margaret Burn and Miss Lula Severs were warmly applauded, while the encore given the vocal solo rendered by Mrs. Reid demonstrated the audience's appreciation of that part of the program.

The two graduates were Misses J. Pauline Moorman and Edith Burn.

At the close of the exercises and at the suggestion of the Rev. B. M. Currie the audience gave the Chataqua salute to Prof. King as a tribute of its respect and esteem as a teacher and a man. The close of this term of school ends the connection of Prof. King as principal. His work as the head of the school has been fruitful of much good during the three years he has been in charge and the results obtained from his work demonstrate his ability as an educator. Prof. King has accepted the principalship of the graded school at Marion, Ky. Prof. Edmund Wroe succeeds him as principal of the Cloverport High School.

CUSTER.

Robert McGuffin called on our merchants Wednesday.

Mr. Duvall, Hardinsburg, was in Custer Thursday and Friday. Mr. Duvall is B. F. Beard's agent to canvass the county for all kinds of machinery and farming implements.

This is one time that we have not sickness to report.

Misses Annie Mercer, Zelma Dent, Mary Mitcham, Rosetta, accompanied by Charlie Mercer, were in Custer Saturday.

Mr. Curtis and wife, of Fairfield, visited in Custer Saturday. They with Mr. and Mrs. Tom Dodson attended the Sunday School Convention.

Messrs. S. C. Dowell and Bate Herndon, Irvington, attended the Sunday school Convention.

Si Pate, Hardinsburg, was in Custer Friday. Mr. Pate sells saddles and harness.

Country strawberries are ripe.

Mr. and Mrs. Isaac Pile attended the Convention the 18th.

Mrs. Tom Chappel and her daughter, Eula, of Rosetta, were in Custer Saturday.

Dr. Strother, of Big Spring, was at the Convention and read an able essay on the Aim of the Sunday School. J. W. Harrington, Constantine, talked forcibly on "The Worth of Truth in Childhood."

PAY YOUR DIME AND GET YOUR DRINK

Booze Slings Goes Merrily on.

Despite the fact that the Court of Appeals has decided that Cloverport is local option territory, the saloon owned by Weisenberg & Mullen is in operation. The license granted them by the city council does not expire until July 10, and they will doubtless run it out unless stringent measures are adopted by the temperance element to force them to close. The temperance workers are untiring in their efforts to close the saloon and are confident that their labors will be rewarded within the next few days.

Lawyers say that the decision of the Court of Appeals nullifying the election makes the saloonists liable for every drink sold since they first opened up.

AGED CITIZEN PASSES AWAY.

Thomas Northern Dies at Harned at Age of Eighty-Seven Years.

Mr. Thomas Northern, one of the oldest citizens of Breckenridge county, died at his home, at Harned, on Wednesday last week, at the age of eighty-seven years.

Mr. Northern was a native of Lincoln county, but moved to Meade county when a young man. He was married to Miss Mary Jane Sipes, of Meade county, and to that union nine children were born, four of whom are now living. They are: Mrs. Sallie Ann Wilson, of Harned; Mrs. Georgia Johnson, of Guston; Mrs. Belle Campbell, of Jefferson county, and Mrs. Eliza Newsom, of Paris, Texas. His wife died in 1901 and in 1903 he was again married, his second wife being the widow of Monroe Richardson. She survives him.

Mr. Northern was a veteran of the Union army. Since the war he has lived continuously in Breckenridge and Meade counties.

Funeral services were conducted from the Baptist church at Harned Thursday. The burial was in the Scott grave yard.

BODY MAY BE IN RIVER

Man Who Mysteriously Dis- appeared From Carters Land- ing Is Thought to Have Drowned.

The mysterious disappearance of George Wyman, of Louisville, from Carter's Landing, has led the people to believe that he was accidentally drowned.

Wyman, in company with C. F. Rhoerig, also of Louisville, had been at the landing several days looking for mussel shells. Rhoerig left for Louisville on Thursday to be gone for several days on business, leaving Wyman alone. The last seen of the missing man was on Friday when Mr. Carter saw him in a boat out in the river.

Upon the return of Rhoerig from Louisville Saturday he found that Wyman had disappeared, but thought nothing of the matter until Monday when he became uneasy and instituted search.

The boat was found about a half mile down the river capsized and washed ashore. The matter was reported to the officers in this city yesterday and Marshal O. DeHaven and Mr. Henry Solbrig went to the scene and dragged the river with no result. However, it is the firm belief that the missing man was drowned. He has a wife and five children living in Louisville. His relatives have been notified.